

Hitchcock County Board Minutes



Hitchcock County Board of Commissioners

Trenton, Nebraska
January 7th, 2013

A meeting of the County Board of Commissioners of Hitchcock County, Nebraska was held at the Hitchcock County Courthouse Commissioner's Room, 229 East D Street, Trenton, Nebraska on the 7th, day of January, 2013 commencing at 9:00 o'clock a.m. Present were Chair Scott McDonald, Commissioners Ronald Wertz and Paul Nichols and County Clerk Margaret Pollmann. Notice of the meeting was given in advance thereof by publication in the Hitchcock County News, the designated method for giving notice. Notice of this meeting was given to the Chair and all members of the Board. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chair McDonald called the meeting to order at 9:00 a.m. and publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held.

Member Wertz moved to approve the consent calendar consisting of the following items: 1. Approval of January 7th, 2013 agenda; 2. Approval of the December 17th, 2012 meeting minutes. Member McDonald seconded the motion and after consideration the following members voted in favor of said motion: Wertz, McDonald, and Nichols. Motion carried.

The floor was opened for nominations for Chair for calendar year 2013. Member Nichols nominated McDonald. The nomination was seconded by Wertz. There were no further nominations. The roll was called on the nomination of McDonald for Chair for calendar year 2013 and the following members voted in favor of said nomination: Wertz and Nichols. Member McDonald abstained. Motion carried and McDonald was declared Chair for 2013.

The floor was opened for nominations for Vice Chair for calendar year 2013. Member Nichols nominated Wertz. The nomination was seconded by McDonald. There were no further nominations. The roll was called on the nomination of Wertz for Vice Chair for calendar year 2013 and the following members voted of approving said nomination: McDonald and Nichols. Member Wertz abstained. Motion carried and Wertz was declared Vice Chair for calendar year 2013.

Member Wertz moved to approve the following claims. Member Nichols seconded the motion and after consideration the following members voted in favor of said motion: Wertz, McDonald and Nichols. Motion carried.

GENERAL FUND:

General Fund Payroll -----	\$ 7,683.89
Alamar Uniforms, supply -----	\$ 38.00
Ameritas Life Ins., retirement -----	\$ 1,206.16
B&D Office City, supply -----	\$ 9.87
Capital Business Systems, lease -----	\$ 129.00
Clerk Dist. Ct., adv. costs -----	\$ 36.00
Barry Corder, mileage/reimb. supply -----	\$ 71.71
Farmers Coop, fuel -----	\$ 1,503.63
Farmers State Bank, FICA/OASI/Fed. -----	\$ 2,837.97
Great Plains Comm., service -----	\$ 994.53



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GreatAmerica Leasing, postage meter -----	\$ 78.00
Green Law Offices, ct. appt. atty. -----	\$ 263.32
Hitchcock Co. Court, costs -----	\$ 51.00
Holiday Inn Express, lodging -----	\$ 474.75
Mid American Research Chemical, supply -----	\$ 154.98
MIPS, data process. costs -----	\$ 2,466.23
NE Assoc. Co. Clerks, dues -----	\$ 75.00
NE Dept. Rev., state tax -----	\$ 418.75
Nebraska.gov, transcripts -----	\$ 3.00
Paul Nichols, mileage -----	\$ 240.87
Margaret Pollmann, reimb. supply -----	\$ 40.90
Postmaster, postage -----	\$ 250.00
Samway Floor Covering, carpet -----	\$ 2,638.48
SW Fertilizer, propane -----	\$ 623.50
SW Public Power, utility -----	\$ 32.14
T&J Repair, repair -----	\$ 45.70
Top Office Products, supply/lease -----	\$ 1,176.48
Trails West, supply -----	\$ 35.25
US Bank, same -----	\$ 239.00
Verizon Wireless, service -----	\$ 301.49
Village of Trenton, utility -----	\$ 1,135.86
Walmart, supply -----	\$ 150.70
Ryan Wilcox, public defender -----	\$ 1,479.83
Wireless Inet, service -----	\$ 71.37

ROAD FUND:

Road Fund Payroll -----	\$ 7,082.64
Ameritas Life Ins., retirement -----	\$ 1,030.14
Farmers Coop, supply/fuel -----	\$13,667.29
Farmers State Bank, FICA/OASI/Fed. -----	\$ 2,104.87
Great Plains Comm., service -----	\$ 171.97
John Deere Financial, grader pmt. -----	\$ 8,039.40
Lakeside Sand & Gravel, gravel -----	\$ 2,086.83
Michael Todd & Co., signs -----	\$ 9,789.33
NE Dept. Rev., state tax -----	\$ 257.71
Powerplan Financial, repair -----	\$ 68.33
R&W Repair, repair/supply/fuel -----	\$ 141.95
Schamel's Auto Supply, repair/supply -----	\$ 357.53
SW Fertilizer, propane/fuel -----	\$ 7,711.66
SW Public Power, utility -----	\$ 23.90
Stratton Auto Parts, repair/tools -----	\$ 109.59
Titan Machinery, repair -----	\$ 1,021.06
Village of Culbertson, utility -----	\$ 32.00
Village of Stratton, same -----	\$ 72.53
Village of Trenton, same -----	\$ 116.60
Ron Wertz, reimb. tools -----	\$ 154.99
Western Tire, repair -----	\$ 184.95

INSTITUTIONS FUND:



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Region II Services, 2nd Qtr. Assessment ----- \$ 1,156.00

NOXIOUS WEED FUND:

Weed Fund Payroll -----	\$ 1,247.12
Ameritas Life Ins., retirement -----	\$ 184.55
Farmers State Bank, FICA/OASI/Fed. -----	\$ 396.90
Great Plains Comm., service -----	\$ 54.54
NE Dept. Rev., state tax -----	\$ 48.05
Trails West Texaco, fuel -----	\$ 66.30
Wireless Inet, service -----	\$ 13.08

911 EMERGENCY SERVICES FUND:

Great Plains Comm., service ----- \$ 612.48

Member Nichols moved to approve the claim of Scott's Sinclair in the Road Fund for fuel in the amount of \$98.00. Member Wertz seconded the motion and after consideration the following members voted in favor of said motion. Nichols and Wertz. Member McDonald abstained. Motion carried.

Treasurer Linda Cook met with the board regarding Resolution #12-21 pertaining to transferring Road and Weed Fund monies collected from the 2012 levy which is a designated portion of the General levy for 2012. Treasurer Cook advised that funds will need to be transferred to the Weed Fund before the end of this budget year. Discussion was held regarding tracking Road, Weed and General Fund revenues pursuant to Resolution #12-31. It was the consensus of the board to allow Treasurer to transfer funds as necessary during the current collection year and to discontinue tracking Weed Fund revenues in the 2013 collection year.

Member Wertz moved to appoint Phillip W. Dixon as Hitchcock County Highway Superintendent and to enter into an employment contract for same for calendar year 2013. Member McDonald seconded the motion and after consideration the following members voted in favor of said motion. McDonald, Wertz and Nichols. Motion carried.

Superintendent Dixon advised as to the annual road expenditure report specifically the inventory and supply section. Discussion held on MIPS programs for budget and highway superintendent software.

Attorney Garner joined the meeting and discussion was held on winter maintenance of State Recreation Road #44B. Board requested Mr. Garner contact Nebraska Department of Road District #7 Engineer Kurt Vosberg regarding said maintenance issue. Superintendent Dixon advised as to a "Clear Road" (gravel or paved) policy/resolution pursuant to Nebraska statute.

Assessor Judy McDonald joined the meeting. Discussion was held on the fourth quarter Department of Revenue Property Assessment billing in the amount of \$42,301.55 for assessment services. Board reviewed and discussion was had on the 12-26-12 letter written by Attorney Garner on behalf of the county board to Property Tax Administrator Ruth Sorensen. Assessor McDonald advised various other counties were having the same billing/invoicing issues as Hitchcock County. Further, Mrs. McDonald advised that the salary and vacation figures as invoiced, in her opinion, seemed askew. Extensive discussion was held on the contract for the implementation and continuation of a computer assisted mass appraisal system by and between the Nebraska Department of Revenue and Hitchcock County. Attorney Garner and Assessor McDonald excused themselves from the meeting to have a phone conference with Jon Cannon, attorney for the Nebraska Department of Revenue regarding the above described contract.



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Member Wertz offered Resolution #13-1 and moved for its' adoption. Member Nichols seconded the motion, and after consideration the roll was called thereupon and the following members voted in favor of the motion: Wertz, Nichols and McDonald. Said resolution having been consented to by a majority of all members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

RESOLUTION #13-1

BE IT RESOLVED by the Board of County Commissioner's of Hitchcock County, Nebraska, that during the year 2013 and for all remainder of the term of Linda J. Cook, as County Treasurer and Margaret M. Pollmann, as County Clerk ex officio Clerk of the District Court, or until further directed by the Board, that the following named banks shall be depositories for the funds of Hitchcock County, Nebraska:

Farmers State Bank
P.O. Box 338
Trenton, NE 69044-0338

The Culbertson Bank
P.O. Box 8
Culbertson, NE 69024-0008

MNB Stratton
P.O. Box 367
Stratton, NE 69043-0367

Nebraska Public Agency Investment Trust
P.O. Box 82529
Lincoln, NE 68501-2529

BE IT RESOLVED that since the County Treasurer and County Clerk/Clerk of the District Court have on hand and will have on hand from time to time for deposit, County money which should be deposited for safekeeping in these banks in excess of the paid-up capital stock and surplus of each of the said banks, but shall not at any time have in said banks County funds in excess of 90% of the bonds deposited by each bank as security plus the \$100,000.00 demand deposit and the \$100,000.00 time deposit covered and protected by the Federal Deposit Insurance Corporation of which the bank is a licensed and qualified member thereof. In the event of demand deposits, for the Hitchcock County Clerk's Imprest Fund being over \$100,000.00 the receiving bank will furnish securities to cover the additional deposits. Provided that the aforesaid banks each and all of them meet the requirement imposed by the laws of the State of Nebraska regarding property bond and securities for the deposits made in said banks.

Passed and approved this 7th day of January, 2013.

Chairman of the Board

ATTEST:

SEAL

Margaret M. Pollmann, Co. Clerk

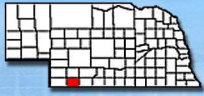
VOTING FOR THE MOTION: Scott McDonald, Paul Nichols, Ronald Wertz

ABSENT: None

ABSTAINING: None

VOTING AGAINST THE MOTION: None

Member Nichols offered Resolution #13-2 and moved for its' adoption. Member McDonald seconded the motion, and after consideration the roll was called thereupon and the following members voted in favor of the motion: Wertz, Nichols and McDonald. Said resolution having been consented to by a majority of all members



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elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

RESOLUTION #13-2

WHEREAS, it appears that the County Treasurer of Hitchcock County, Nebraska, has on hand, from time to time, excess monies which are not then required for the proper operation of the government of said Hitchcock County;

AND WHEREAS it is for the best interest of said Hitchcock County that such monies be invested in various investments for the benefit and welfare of said County, which investments should be made as provided by the law of the State of Nebraska.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONER'S OF HITCHCOCK COUNTY, NEBRASKA, that the County Treasurer of said Hitchcock County be and she hereby is authorized to invest excess monies of said County, from time to time, in such investments as may be required and permitted by the laws of Nebraska, and to rescind any and all former resolution of this Board concerning this matter, which may be in conflict therewith.

DATED THIS 7th day of January, 2013.

Chairman of the Board

ATTEST:

Margaret M. Pollmann, Co. Clerk

SEAL

VOTING FOR THE MOTION: Scott McDonald, Paul Nichols, Ronald Wertz

ABSENT: None

ABSTAINING: None

VOTING AGAINST THE MOTION: None

Member McDonald offered Resolution #13-3 and moved for its' adoption. Member Wertz seconded the motion, and after consideration the roll was called thereupon and the following members voted in favor of the motion: Wertz and McDonald. Member Nichols voted against the motion. Said resolution having been consented to by a majority of all members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

RESOLUTION #13-3

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF HTICHOCK COUNTY, NEBRASKA:

That the Board of Commissioners of Hitchcock County, Nebraska, for the use and benefit, and in the name of the said County of Hitchcock, will not advertise ANY SUCH KNOWN real estate property descriptions that are deeded to persons who have declared a form of bankruptcy with the United States bankruptcy Court as of the date of publication of delinquent real estate taxes. Publication dates will be February 2, 2013, February 14, 2013, and February 21, 2013.



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LET IT ALSO BE KNOWN that as of this date the Treasurer has not received notification of discharge of any of the bankruptcies not being published.

A list of such legal descriptions being withheld from publication will be on file in the County Treasurer's office, Hitchcock County, Nebraska.

Dated this 7th day of January, 2013.

Chairman

ATTEST:

Margaret M. Pollmann, Co. Clerk

SEAL

VOTING FOR THE MOTION: Scott McDonald and Ronald Wertz

VOTING AGAINST THE MOTION: Paul Nichols

ABSTAINING: None

ABSENT: None

Member Nichols offered Resolution #13-4 and moved for its' adoption. Member McDonald seconded the motion, and after consideration the roll was called thereupon and the following members voted in favor of the motion: Wertz, Nichols and McDonald. Said resolution having been consented to by a majority of all members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

RESOLUTION #13-4

WHEREAS, the County of Hitchcock, Nebraska, (hereinafter called COUNTY) is a political subdivision of the State of Nebraska; and

WHEREAS, pursuant to NEB. REV. STAT. §23-106 (1), the Hitchcock County Board of Commissioners shall manage the COUNTY's funds and COUNTY business, except as otherwise specifically provided; and

WHEREAS, the COUNTY is desirous of adopting a Banking Resolution for banking transactions by and between the COUNTY, acting by and through its various officers and the Farmers State Bank (hereinafter called BANK) 339 Main Street, PO Box 338, Trenton, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF COMMISSIONERS OF HITCHCOCK COUNTY, NEBRASKA:

1. That the BANK is hereby designated as a depository for funds of the COUNTY and also for the funds of other persons or entities coming into the hands of the COUNTY's officials pursuant to their official duties, and that the elected or appointed officials of said COUNTY as specifically designated herein, and each of them, hereby are authorized to open or otherwise maintain such account(s) with the BANK, as said elected or appointed officials deem necessary to carry out their respective official duties on behalf of and for the COUNTY, and to execute such agreements as shall be required by the BANK and subject to rules and regulations of the BANK governing such accounts.



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2. That, subject to the special instructions set forth herein, if any, or as otherwise authorized by law, any of the following persons are authorized and empowered to deal generally with the BANK with respect to the following specified accounts:

Linda J. Cook, Hitchcock County Treasurer

- Economic Development Fund #XXX-XX8
- Hitchcock County Treasurer #XXX-XX9
- Investment Certificates of Deposit #XXXX3, # XXXX 2, # XXXX 7 and # XXXX2
- CDBG Housing Fund #XXX-XX9
- Community Development Fund #XXX-XX8

Margaret M. Pollmann, Hitchcock County Clerk

- Hitchcock County Imprest Fund # XXX-XX8
- Hitchcock County Clerk # XXX-XX3
- Hitchcock County Clerk of the District Court # XXX-XX7

Linda K. Smith, Hitchcock County Court Clerk Magistrate

- Hitchcock County Court # XXX-XX9

D. Eugene Garner, Hitchcock County Attorney

- Hitchcock County Attorney # XXX-XX2

D. Bryan Leggott, Hitchcock County Sheriff

- Hitchcock County Sheriff # XXX-XX4

Barry A. Corder, Hitchcock County Veteran's Service Office

- Hitchcock County Veteran's Aid Fund # XXX-XX6

Paul A. Nichols, Hitchcock County Commissioner District #1

Ronald L. Wertz, Hitchcock County Commissioner District #2

Scott McDonald, Hitchcock County Commissioner District #3

- Hitchcock County Imprest Fund # XXX-XX8

and to designate from time to time themselves and such other deputy official(s) to (1) sign, on behalf of the COUNTY, checks, drafts or withdrawal orders drawn upon such accounts; and (2) to endorse in the name of the COUNTY and to deposit in such accounts money, checks and other instruments for payment of moneys, which endorsements may be by stamp without designation of the person endorsing, and in connection therewith certify to the BANK the specimen signatures on any signature card.

3. That notwithstanding anything herein to the contrary, the BANK is authorized to honor instruments for the payment from, and to charge the same to, the Hitchcock County Imprest Fund # XXX-XX8 account ONLY upon proper authorized signature(s) of:
- A) one (1) County Commissioner, as either chairman or vice-chairman or acting chairman, AND
 - B) the County Clerk or Deputy County Clerk.
4. That of the COUNTY, checks, drafts or money orders when signed by those persons so designated, whether or not (1) payable or endorsed to the person signing; or (2) paid or applied for the benefit of the persons signing.



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5. That this resolution shall be certified to the BANK together with specimen signatures of the persons named herein and said certification shall continue in force until express written notice of rescission or modification has been received by the BANK.
6. That the original signature card(s) pertaining to said accounts of the COUNTY and bearing the true specimen signature(s) of the persons named and otherwise authorized hereby shall be on file with the BANK.

PASSED AND APPROVED this 7th day of January, 2013.

Voting for the motion: Scott McDonald, Ronald Wertz and Paul Nichols

Voting against the motion: None

Abstaining: None

Absent: None

The resolution is hereby adopted.

Chairman

ATTEST:

Margaret M. Pollmann, County Clerk

SEAL

Member Wertz moved to designate the regular meeting days for 2013 as the first and third Monday of each month, except holidays, then the day after the holiday shall be the regular meeting day. Member Nichols seconded the motion and after consideration the following members voted in favor of said motion: Wertz, Nichols and McDonald. Motion carried.

Member McDonald moved to designate the Hitchcock County News and the McCook Daily Gazette as the official newspapers for the County for 2013 and the county website www.hitchcockcounty.ne.gov as a method of providing meeting notices. The motion was seconded by Nichols and after consideration the following members voted in favor of said motion: McDonald, Nichols and Wertz. Motion carried.

Member McDonald moved to appoint Safety Committee members pursuant to NEB. REV. STAT. §48-488 as follows: Chair, Kyle Clapp; Members: Rod Rooney, Karen Keller, Larry Hubl, Roy Edmundson and Scott McDonald. The motion was seconded by Wertz and after consideration the following members voted in favor of said motion: Nichols, Wertz and McDonald. Motion carried.

Member McDonald moved to appoint Paul Nichols to the Nebraska Department of Health and Human Services Board for 2013. Member Wertz seconded the motion and after consideration the following members voted in favor of said motion: Nichols, Wertz and McDonald.

Member Wertz moved to appoint Robert Brown, Dustin Ladenburger, Wayne Merrill and Tom Monnahan to three (3) year terms on the Hitchcock County Planning Commission beginning January 1, 2013. Member Nichols seconded the motion and after consideration, the following members voted in favor of said motion: Wertz, McDonald and Nichols. Motion carried.



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Member McDonald moved to appoint Robert Brown to a three (3) year term on the Hitchcock County Board of Adjustment beginning January 1, 2013. Member Wertz seconded the motion and after consideration, the following members voted in favor of said motion: Nichols, McDonald and Wertz. Motion carried.

Member Nichols moved to appoint Ron Wertz as Hitchcock County's representative to the West Central Nebraska Development District board for 2013 with Scott McDonald as Alternate to said board. Member McDonald seconded the motion and after consideration the following members voted in favor of said motion: McDonald, Nichols and Wertz. Motion carried.

Member Nichols moved to appoint Marvin Harms to the Community Action Partnership of Mid-Nebraska Board of Directors for the year 2013. Member McDonald seconded the motion and after consideration the following members voted in favor of said motion. McDonald, Wertz and Nichols. Motion carried.

It was noted that Scott McDonald was appointed to the Southwest Nebraska Public Health Department governing board in January 2012 and remains perpetually appointed while in office.

Gary Dicenta with Miller and Associates presented 2012 bridge inspections report representing one half of the bridges within the county and discussion was held on the same. Mr. Dicenta presented a Work Order for Bridge Inspections for 2013 and 2014.

Emergency Manager Pat Gerdes and Pam Reichert, Deputy Dundy Co. Emergency Manager joined the meeting. Discussion was held on updating Hitchcock County's Hazard Mitigation Plan which needs to be completed by 2015. Mr. Gerdes advised Hayes, Frontier, and the Middle Republican Natural Resources District were also in the process of updating their mitigation plans and that he had contacted various agencies regarding writing/updating the County's Plan. Olsson and Associates proposed \$65,000 with 75% of this cost being paid with grant funding from FEMA with the 25% balance being split between the local entities involved. Mr. Gerdes advised as to the necessity of updated hazard mitigation plan as it applies to disaster funding/payments from state and federal agencies.

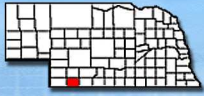
Member McDonald moved to participate in a Hazard Mitigation Plan update with Hayes and Frontier counties and the Middle Republican Natural Resources District contingent upon successfully obtaining a FEMA Hazard Mitigation Plan Grant. Member Wertz seconded the motion and after consideration the following members voted in favor of said motion: Wertz, Nichols and McDonald. Motion carried.

Gregg O'Brien with Nebraska Machinery Company joined the meeting and discussion was held on used paddle scrapers.

Member Wertz moved to solicit bids for a used paddle scraper. Member McDonald seconded the motion and after consideration the following members voted in favor of said motion: Wertz, McDonald, and Nichols. Motion carried.

Attorney Garner and Assessor McDonald rejoined the meeting and advised that the "Contract for the Implementation and Continuation of a Computer Assisted Mass Appraisal System" by and between Hitchcock County and the Nebraska Department of Revenue is for data storage and system maintenance fees used by the County Assessor's office for the appraisal and administration of property with the County.

Member Wertz moved to enter into a Contract for the Implementation and Continuation of a Computer Assisted Mass Appraisal System by and between the Hitchcock County Board of Commissioners and the Nebraska Department of Revenue Property Assessment Division and to direct Chair to execute the same.



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Member McDonald seconded the motion and after consideration the following members voted in favor of said motion. Wertz, Nichols, McDonald.
Motion carried.

Board reviewed information presented by Weed Superintendent Bill Hagemann regarding the addition of Chinese Bush Clover as a Nebraska Noxious Weed.

The Sheriff's 4th Quarter 2012 report was on file.

The Treasurer was in receipt of \$1,358.47 from Phelps County for emergency management fees and \$137.37 from Central Crude for oil production, both credited to the General Fund; \$1.00 from Vonnage Tax Account for 911 surcharges, credited to the 911 Emergency Services Fund.

Member Nichols moved to adjourn and to meet for the next regular meeting on Tuesday, January 22nd, 2013 at 9:00 a.m. Member McDonald seconded the motion and the roll was called with the following members voting in favor of said motion: Wertz, and McDonald. Nichols, Absent. Motion carried.

ATTEST:

Scott McDonald, Chair
Hitchcock County Board of Commissioners

Margaret M. Pollmann, County Clerk